

Remarks/Arguments

Applicants respectfully request reconsideration and allowance of this application in view of the amendments above and the following comments. Claims 1, 2, 4, 6, and 16-29 were pending in the application. By this Amendment, claims 1 and 23 have been amended. No new matter has been added. Accordingly, claims 1-2, 4, 6, and 16-29 are pending.

Claim Rejections under § 103(a) over Murayama in view of Van Gompel

The Examiner rejected claims 1, 2, 6, 17, 18 and 21-28 as being obvious over Murayama in view of Van Gompel.

In response, applicants have amended independent claims 1 and 23 to explicitly describe the elastic textile sheet layer as being built from elastic fibers. This limitation is implicitly supported by the disclosure at page 3, line 15. Claims 2, 6, 16-17, and 21-28 are either directly dependent or indirectly dependent on claim 1.

It is respectfully suggested that neither Murayama nor Van Gompel, taken individually or in combination, teach nor suggest an elastic textile sheet built from elastic fibers.

Applicants, therefore, respectfully request that the Examiner reconsider and withdraw this rejection.

Claim Rejections Under § 103(a) over Murayama in view of Van Gompel and in view of Haffner

The Examiner rejected claims 4 and 29 as being obvious over Murayama in view of Van Gompel and in view of Haffner.

Applicants assert that Murayama in view of Van Gompel and in view of Haffner neither teach nor suggest the claimed invention for reasons described above. Haffner does not make up the deficiencies of the other two references because Haffner neither teaches nor suggests an elastic textile sheet layer built from elastic fibers. Claim 4 and 29 are dependent either directly or indirectly on amended claim 1.

Applicants, therefore, respectfully request that the Examiner reconsider and withdraw this rejection.

Claim Rejections under § 103(a) over Murayama in view of Van Gompel and in view of Masatoshi

The Examiner rejected claims 16, 19, and 20 as being obvious in view of Murayama in view of Van Gompel and in view of Masatoshi.

In response, applicants assert that Muryama in view of Van Gompel and in view of Masatoshi neither teach nor suggest the claimed invention for reasons described above.

Masatoshi does not make up the deficiencies of the other two references because Masatoshi neither teaches nor suggests a filmed laminate wherein the elastic textile sheet layer is built from elastic fibers. Claims 16 and 19-20 are dependent on claim 1.

Applicants, therefore, respectfully request that the Examiner reconsider and withdraw this rejection.

03/27/2005
03/27/2005
03/27/2005

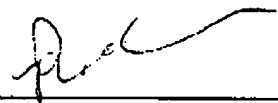
CONDITIONAL PETITION FOR EXTENSION OF TIME

If any extension of time for this response is required, Applicants request that this be considered a petition therefore. Please charge the required fee to Deposit Account No. 14-1263.

ADDITIONAL FEES

Please charge any further insufficiency of fees, or credit any excess to Deposit Account No. 14-1263

Respectfully submitted,
NORRIS McLAUGHLIN & MARCUS, P.A.

By 

Paul Lim
Attorney for Applicant(s)
Reg. No. 55,383
875 Third Avenue - 18th Floor
New York, New York 10022
Phone: (212) 808-0700
Fax: (212) 808-0844